

Exhibit 1

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UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

ETIOPIA EVANS, as the Representative of the)
 Estate of Charles Evans, et al.,)
 Plaintiffs,)
 vs.)
 ARIZONA CARDINALS FOOTBALL CLUB,)
 LLC, et al.,)
 Defendants.)

Case No. 3:16-cv-01030-WHA
 PLAINTIFFS' FIFTH SUPPLEMENTAL
 INITIAL DISCLOSURES

Finally, Mr. Wunsch claims that as the result of the shortening of his NFL career, he lost a sponsorship with Nike that would otherwise have continued for an additional four years at a value of \$15,000 per year. Thus, Mr. Wunsch claims total lost income from business contracts in the amount of **\$60,000**.

c. Summary of Damages Claimed by Gerald Wunsch

The following is a summary of the total compensatory damages claimed by Gerald Wunsch. Mr. Wunsch reserves the right to supplement, amend or otherwise modify these initial disclosures as discovery proceeds.

Non-Economic Damages

Past		
	Lump Sum (\$125.00 <i>per diem</i>)	\$473,125
Future		
	Lump Sum (\$125.00 <i>per diem</i>)	\$1,771,375
	Total Non-Economic Damages	\$2,244,500

Economic Damages

Medical Expenses		
	Past Medical Expenses	\$40,000
	Future Medical Expenses	\$500,000
Lost Income		
	Loss of NFL Career Income	\$2,800,000
	Reduce Earnings Capacity Post-NFL	\$4,500,000
	Loss of Income from Business Contacts	\$60,000
	Total Economic Damages	\$7,900,000
	<u>TOTAL DAMAGES CLAIMED</u>	\$10,144,500

viii. Alphonso Carreker

a. Non-Economic Damages

Alphonso Carreker retired from the NFL on December 15, 1991. Between the time of his retirement and the May 21, 2015 filing of the original Complaint in this case, 8,558 days elapsed. In accordance with *Giant Food, Inc. v. Satterfield*, Mr. Carreker claims past non-economic damages in the amount of \$125.00 *per diem*. Thus, Mr. Carreker's past non-economic damages claimed total **\$1,069,750** (8,558 x \$125.00 = **\$1,069,750**).

1 On May 22, 2015, a 52 year-old African American male such as Mr. Carreker had 26.1 more
2 years of remaining life expectancy, which translates to 9,532 days of remaining life expectancy. *See*
3 United States Life Tables, 2012, Published November 28, 2016. In accordance with *Giant Food,*
4 *Inc. v. Satterfield*, Mr. Carreker claims future non-economic damages in the amount of \$125.00 *per*
5 *diem*. Thus, Mr. Carreker's future non-economic damages claimed total **\$1,191,500** (9,532 x
6 \$125.00 = **\$1,191,500**).

7
8 **b. Economic Damages**

9 Between his retirement on December 15, 1991, and the May 21, 2015 filing of the Plaintiffs'
10 original Complaint, Alphonso Carreker estimates that he incurred approximately **\$30,000** in past
11 medical care and treatment expenses causally related to the injuries and damages which he claims to
12 have sustained as the result of the conduct of the NFL Clubs for whom he played professional
13 football.

14
15 Mr. Carreker estimates that he will require approximately **\$150,000** in additional medical
16 care and treatment in the future, including for a total knee replacement, rotator cuff repair, and
17 possibly fusion surgery on his neck/back. As support for this claim, Defendants are referred to Mr.
18 Carreker's medical records which previously were produced during discovery and are incorporated
19 by reference herein.

20
21 Mr. Carreker avers that but-for the actions of the NFL Clubs for whom he played, he could
22 have continued to play professional football in the NFL for an additional two years. In his final
23 season he earned approximately \$575,000. Therefore, Mr. Carreker's claimed loss of NFL career
24 income totals **\$1,150,000**.

25 Mr. Carreker enjoyed income of approximately \$40,000 per year in the mortgage/lending
26 business until 2003 when he was forced to retire due to his deteriorating health condition and
27 inability to physically meet the day-to-day needs of the job. Absent his injuries and health issues,
28

Mr. Carreker otherwise would have been able to earn that income from 2003 to approximately 2027. Thus, Mr. Carreker claims total post-NFL career income loss of **\$960,000**.

Mr. Carreker is not making a claim for lost income from business contracts.

c. Summary of Damages Claimed by Alphonso Carreker

The following is a summary of the total compensatory damages claimed by Alphonso Carreker. Mr. Carreker reserves the right to supplement, amend or otherwise modify these initial disclosures as discovery proceeds.

Non-Economic Damages

Past		
	Lump Sum (\$125.00 <i>per diem</i>)	\$1,069,750
Future		
	Lump Sum (\$125.00 <i>per diem</i>)	\$1,191,500
	Total Non-Economic Damages	\$2,261,250

Economic Damages

Medical Expenses		
	Past Medical Expenses	\$30,000
	Future Medical Expenses	\$150,000
Lost Income		
	Loss of NFL Career Income	\$1,150,000
	Reduce Earnings Capacity Post-NFL	\$960,000
	Loss of Income from Business Contacts	\$0
	Total Economic Damages	\$2,290,000

TOTAL DAMAGES CLAIMED **\$4,551,250**

ix. Steve Lofton

a. Non-Economic Damages

Steve Lofton retired from the NFL on January 2, 2000. Between the time of his retirement and the May 21, 2015 filing of the original Complaint in this case, 5,618 days elapsed. In accordance with *Giant Food, Inc. v. Satterfield*, Mr. Lofton claims past non-economic damages in the amount of \$125.00 *per diem*. Thus, Mr. Lofton's past non-economic damages claimed total **\$702,250** (5,618 x \$125.00 = \$702,250).

TOTAL DAMAGES CLAIMED**\$5,180,125****xiii. Reggie Walker****a. Non-Economic Damages**

Reggie Walker played his last NFL football game on August 29, 2015. He therefore still was playing in the NFL when the original Complaint in this case was filed on May 21, 2015 and therefore is not claiming “past” non-economic damages.

On August 29, 2015, a 28 year-old African American male such as Mr. Walker had 47.4 more years of remaining life expectancy, which translates to 17,312 days of remaining life expectancy. *See* United States Life Tables, 2012, Published November 28, 2016. In accordance with *Giant Food, Inc. v. Satterfield*, Mr. Walker claims future non-economic damages in the amount of \$125.00 *per diem*. Thus, Mr. Walkers’ future non-economic damages claimed total **\$2,164,000** (17,312 x \$125.00 = **\$2,164,000**).

b. Economic Damages

Mr. Walker has not had to pay for medical expenses since retiring from the NFL, but expects that he will have to do so at some point in his life. He therefore cannot identify future medical expenses with any certainty other than through expert testimony, which will be disclosed consistent with the schedule in this matter.

Mr. Walker avers that but-for the actions of the NFL clubs for which he played, he could have continued to play professional football in the NFL for an additional four years. During his final season, he was earning \$1,000,000.00. Thus, Mr. Walker’s claimed loss of NFL career income totals **\$4,000,000.00**.

Mr. Walker has not held a job since retiring from the NFL. He expects to work though at some point. Bulletin 2254 from the U.S. Department of Labor, Bureau of Labor Statistics dated February 1986, titled Worklife Estimates: Effects of Race and Education, provides at Table A-2 that

the average worklife expectation for an African-American male who is currently not working and is Mr. Walker's age is 23.2 years. In addition, a document titled the The Economics Daily from the U.S. Department of Labor, Bureau of Labor Statistics for Median Weekly Earnings by Educational Attainment in 2014 provides that an African-American male with some collect can expect weekly earnings of \$637. In summary, Mr. Walker claims damages in the form of reduced earnings capacity following his NFL career in the amount of **\$770,770** (23.2 years, or 1,210 weeks, at \$637/week) less that amount applicable based on his injuries, which can only be proven through expert testimony that will be offered consistent with the schedule set forth in this matter.

c. Summary of Damages Claimed by Reggie Walker

The following is a summary of the total compensatory damages claimed by Reggie Walker. Mr. Walker reserves the right to supplement, amend or otherwise modify these initial disclosures as discovery proceeds.

Non-Economic Damages

Past

Lump Sum (\$125.00 *per diem*) \$0

Future

Lump Sum (\$125.00 *per diem*) \$2,164,000

Total Non-Economic Damages \$2,164,000

Economic Damages

Lost Income

Loss of NFL Career Income \$4,000,000.00

Total Economic Damages \$4,000,000.00

TOTAL DAMAGES CLAIMED \$4,000,000.00

Plaintiffs will supplement this initial disclosure as required by Rule 26(e).

SUPPLEMENTAL ANSWER: The foregoing answer sets forth all information in Plaintiffs' possession that is required to be provided by Fed. R. Civ. P. 26(a) and that relates to the computation of each category of damages they claim except as follows: